

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

TYREE BUSH,	:	CIVIL ACTION
Petitioner,	:	
	:	
v.	:	
	:	
JOHN KERESTES, et al.	:	NO. 10-4308
Respondents.	:	

ORDER

_____AND NOW, this 26th day of January, 2011, IT IS HEREBY ORDERED that:

1. By February 7, 2011, Petitioner shall inform the Court how he would like to proceed with his petition filed under 28 U.S.C. § 2254. Petitioner shall do so by completing and signing the check-off form that is attached to this Order. Petitioner shall also send a copy of the completed check-off form to the District Attorney.
2. If Petitioner chooses to proceed with his habeas petition as filed, Respondents shall file a response addressing the merits of Petitioner's claims by March 7, 2011.

BY THE COURT:

/s/ Lynne A. Sitarski
LYNNE A. SITARSKI
UNITED STATES MAGISTRATE JUDGE

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☐ I would like to withdraw my § 2254 petition in order to file one (1) all-inclusive petition with the understanding that it must be filed within the one (1) year statute of limitations of 28 U.S.C. § 2244(d).

☐ I would like to proceed with the two claims asserted in my § 2254 petition as filed.

DATE:

Petitioner